

DRAFT

MINUTES OF THE CITY COUNCIL
OF THE
CITY OF GREENSBORO, N. C.

REGULAR MEETING:

6 MARCH 2001

The City Council of the City of Greensboro met in regular session at 6:00 p.m. on the above date in the Council Chamber of the Melvin Municipal Office Building with the following members present: Mayor Keith A. Holliday, presiding; Councilmembers Claudette Burroughs-White, Sandra G. Carmany, Yvonne J. Johnson, Earl F. Jones, Robert V. Perkins, Thomas M. Phillips, Donald R. Vaughan and Nancy Vaughan. Absent: None. Also present were J. Edward Kitchen, City Manager; Linda Miles, City Attorney; and Susan E. Crotts, Deputy City Clerk.

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The meeting was opened with a moment of silence and the pledge of allegiance to the flag.

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The City Manager recognized Jackie Cheek, employee in the Executive Department, who served as courier for the meeting.

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The Mayor outlined the procedure for conduct of the meeting.

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Councilmember Johnson read into the minutes a resolution honoring the late Victor M. Nussbaum, Jr., a former Mayor of Greensboro. On behalf of the Council, the Mayor expressed sympathy to members of the Nussbaum family who were present in the Chamber.

Councilmember Burroughs-White moved adoption of the resolution. The motion was seconded by Councilmember D. Vaughan; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None.

42-01 RESOLUTION HONORING THE LATE VICTOR M. NUSSBAUM, JR.

WHEREAS, on February 25, 2001 this community lost one of its most outstanding civic leaders with the death of Victor M. (Vic) Nussbaum, Jr., at the age of 81;

WHEREAS, a native of Fort Wayne, Indiana, he attended the College of The Holy Cross, graduated from the Wharton School of Business at the University of Pennsylvania, served in the U.S. Navy during WWII and graduated from the Harvard Business Executives program before moving to Greensboro in 1951;

WHEREAS, known as a man dedicated to his family, Vic was also a strong and successful business leader in the community where he was founder and chairman of Southern Food Service in 1954 and Southern Foods in 1960, as well as being a founder of SterlingSouth Bank, Moses Cone-Wesley Long Community Health Foundation and a member of the Greensboro Investment Club;

WHEREAS, his public service included membership on the Greensboro City Council from 1973 to 1975, serving as Mayor Pro Tem from 1975 to 1981 and serving as Mayor from 1987 to 1993; and, as Mayor, accepted Greensboro's All-American City Award presented by then-President George Bush at the White House;

WHEREAS, he was praised as a tireless advocate for those less fortunate, one of his greatest contributions to this community was his longtime dedication to the City's Housing Programs making housing affordable to low income families by giving endlessly not only financially, but graciously of himself and encouraging all citizens to get involved in the community;

WHEREAS, Vic was extremely active in St. Pius X Catholic Church and was recognized as Catholic Father of the Year, awarded the Brotherhood Citation by the National Conference for Community Justice in 1995 and was selected to be in the Junior Achievement's Hall of Fame;

WHEREAS, as a member of the Greensboro Area Chamber of Commerce, Vic was instrumental in setting up Leadership Greensboro and Other Voices;

WHEREAS, his other community outreaches include the Council on Aging, Maryfield Nursing Home, Piedmont Interfaith Council, the Greensboro Housing Foundation, the American Red Cross and the Greensboro Merchants Association;

WHEREAS, at the time of his death he was involved in education through advisory boards at Greensboro College, The Greensboro Library, UNCG, Elon College and Guilford College, and in the arts he was past president of the United Arts Council and was its 1999 recipient of the Vanguard Award as well as serving on the Board of the Greensboro Symphony, Eastern Music Festival and the Board of the Weatherspoon Gallery;

WHEREAS, the City Council wishes to express its great sense of loss and its sincere appreciation and gratitude for the many outstanding contributions he made to this community, and the legacy he leaves.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO; that,

1. The City Council hereby expresses, on behalf of the citizens of Greensboro, a deep sense of loss and a feeling of respect and gratitude for the life and memory of Victor M. Nussbaum, Jr., and
2. A copy of this resolution shall be delivered to the family of the late Victor M. Nussbaum, Jr. as a symbol of the gratitude of this Council and of the people of Greensboro for his many outstanding contributions to this community.

(Signed) Claudette Burroughs-White

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Andy Scott, Director of the Housing and Community Development Department, noted that former Mayor, Vic Nussbaum, had contributed to Greensboro through a great variety of civic and community activities in Greensboro. Mr. Scott spoke to former Mayor Nussbaum's long term involvement and commitment to community development housing programs that had greatly improved the quality of life for thousands of families in Greensboro.

Speaking on behalf of City staff, the City Manager expressed appreciation for former Mayor Nussbaum's service. He spoke to former Mayor Nussbaum's views of housing partnership as an investment in Greensboro and vowed to recommend full funding of the program throughout his tenure as City Manager.

Mayor Holliday introduced a resolution naming the Victor M. Nussbaum, Jr. Housing Partnership Fund in honor of Victor M. Nussbaum, Jr. The Mayor and Councilmember Johnson presented copies of both resolutions honoring former Mayor Victor M. Nussbaum, to family members who were present in the Chamber.

Councilmember D. Vaughan moved adoption of the resolution. The motion was seconded by Councilmember Perkins; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None.

43-01 RESOLUTION NAMING THE VICTOR M. NUSSBAUM, JR. HOUSING PARTNERSHIP FUND IN HONOR OF VICTOR M. NUSSBAUM, JR.

WHEREAS, Victor M. “Vic” Nussbaum, Jr. has been a longtime supporter and tireless advocate of the City’s affordable housing programs by promoting home ownership and scattered-site public housing throughout the City;

WHEREAS, Vic served on the City Council of the City of Greensboro from 1973 to 1975, served as Mayor Pro Tem from 1975 to 1981 and served as Mayor from 1987 to 1993;

WHEREAS, as Mayor, he was a strong supporter and promoter of the City’s Housing Programs and took leadership roles in 1985, 1988, 1990 and 1996 for the passage of housing bonds;

WHEREAS, Vic has encouraged the community to give not only financially, but to get involved personally by giving time which is something of value to everyone and has said “We need to put more of ourselves into solving Greensboro’s problems. I think that is what brotherhood is all about.”;

WHEREAS, he co-founded H.O.M.E., Inc. in the 1980s for the purpose of building affordable housing as a stepping stone for low income families;

WHEREAS, Vic encouraged the City Council to support housing in a proactive way and established the Housing Partnership Fund which currently allocates 1.3 cents on the local property tax rate generating more than two million dollars per year to set aside as a perpetual revenue source for housing;

WHEREAS, his lifetime dedication of service spans all arenas of public life, from chairing the United Way to expanding the United Arts Council, being involved with Hospice, establishing Other Voices and serving on the newly created Moses Cone-Wesley Long Community Health Foundation;

WHEREAS, it is his advocacy on housing issues that has been the single issue igniting his public passion and his enduring contribution for the betterment of the quality of life in Greensboro;

WHEREAS, the City Council desires to show its sincere appreciation for the many years of dedicated public service rendered by Victor M. Nussbaum, Jr. and feels that it is both deserving and appropriate that the Housing Partnership Fund be named in his honor.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That for the distinguished service rendered to the City of Greensboro and its citizens by Victor M. Nussbaum, Jr. and as a deserving tribute to this dedicated citizen, the City Council does hereby direct that henceforth the Housing Partnership Fund shall be named the “VICTOR M. NUSSBAUM, JR. HOUSING PARTNERSHIP FUND” in honor of this fine citizen and public servant.

(Signed) Donald R. Vaughan

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Larry Holt, Hope VI Coordinator for the Greensboro Housing Authority, provided an update on the project that had been requested by Councilmember Johnson, Council’s Hope VI Steering Committee liaison. He reported on the status of city acquisition, relocation, community support services program, mixed income housing development, low income housing tax credit applications and MWBE contracts. After Mr. Holt described plans for the draft Right to Return policy, several members of Council expressed the opinion that returning residents should not have to meet new criteria to return to their neighborhood and stated that they wished to see the draft report when completed.

James Cox, the Hope VI project coordinator for physical development and planning activities, updated Council on the status of project planning. He explained details of the planned development and presented a site plan and illustrations of the project. Mr. Cox thanked City staff for their proactive approach and assistance in moving the process forward. Council expressed appreciation to Mr. Cox and the Greensboro Housing Authority.

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Mayor Holliday stated that this was the time and place set for a public hearing to consider an ordinance establishing original zoning classification from County Zoning Public and Institutional and rezoning from City Zoning

RS-12 Residential Single Family to City Zoning Public and Institutional for property located at the northeast intersection of Lees Chapel Road and Brightwood School Road. He stated that this property was annexed at the February 6, 2001 meeting of Council.

The Mayor administered the oath to individuals who wished to speak to this matter.

C. Thomas Martin, Planning Director, outlined the proposed rezoning, presented a map, slides and a description of the zoning and land use of the property and surrounding area. He provided the following staff presentation:

This request is to establish original zoning of property from County Zoning Conditional Use – RS-12 Residential Single Family to Conditional Use – City Zoning Conditional Use – RS-12 Residential Single Family.

The RS-12 District is primarily intended to accommodate single family detached dwellings at a density of 3.0 units per acre or less.

The existing CU-RS-12 District contains the conditions which are listed on the agenda and in the copy of the staff report:

- 1) The property will be developed in a manner to contain no greater than 41 lots for single-family detached residences.
- 2) The landscaping utilized for the entranceway shall be carried along the northern property line of the property for a distance of twenty (20) feet and from Guilford College Road extending for a distance of six hundred (600) feet along the northern line of the property there shall be provided a wooden fence having a height of at least four (4) feet and a planting of leyland cypress trees on ten (10) foot centers. From the point of termination of the wooden fence and plantings of leyland cypress extending in an easterly direction for 200 feet, there shall be provided a wooden privacy fence and from the termination of the privacy fence along the balance of the northern boundary there shall be provided an undisturbed area having a minimum width of twenty (20) feet. Along the southern boundary of the property commencing four hundred thirty (430) feet from Guilford College Road and extending from such point in an easterly direction five hundred sixty eight (568) feet there shall also be provided an undisturbed area having a minimum width of twenty (20) feet. Within the undisturbed area, no structures of any kind will be allowed nor will any trees in excess of three inches in diameter as measured twelve inches or less from the ground be removed. Within the undisturbed area, mechanical mowing shall be permitted as well as removal of dead, diseased, deformed, poisonous or noxious vegetation. Also, the erection of a privacy fence shall be permitted within the undisturbed area. There shall also be provided along the western line of the property as it abuts the property presently owned by Lee Perdue a planting of leyland cypress trees on ten (10) foot centers.
- 3) All utilities will be located along the street side of each lot. No utilities will be located at the rear of lots.
- 4) An entranceway will be constructed in substantial conformity with the plan therefore prepared by Borum Wade Engineers and submitted to Guilford County.
- 5) Restrictive Covenants will be imposed on the property.

CONDITIONAL USE CONDITIONS FOR THE REQUESTED ZONING DISTRICT

- 1) Uses: Those uses permitted in the RS-12 Residential Single Family District.
- 2) The property shall be developed in a manner to contain no greater than 41 lots for single family detached residences.
- 3) Landscaping shall be installed along the northern property line for a distance of 600 feet, being a planting of evergreen trees on 20-foot centers.
- 4) A minimum 4-foot high wooden fence shall be installed along the northern property line for a distance of 800 feet, adjacent to the evergreen trees planted there plus an additional 200 feet.
- 5) From the termination of the 800-foot long wooden fence along the balance of the northern property line there shall be provided an undisturbed area having a minimum width of 20 feet.
- 6) Along the southern property line, commencing 430 feet from Guilford College Road and extending from such point in an easterly direction 568 feet, there shall also be provided an undisturbed area having a minimum width of 20 feet.

- 7) Within the undisturbed areas described in conditions 5) and 6), no structures of any kind will be allowed nor will any trees in excess of three inches in diameter as measured twelve inches or less from the ground be removed. Within the undisturbed areas mechanical mowing shall be permitted as well as the removal of dead, diseased, deformed, poisonous or noxious vegetation. Also, the erection of a privacy fence shall be permitted within the undisturbed areas.
- 8) A planting of evergreen trees, 20-foot on center, shall be provided along the western property line presently owned by Lee Perdue.
- 9) The frontage of the property along Guilford College Road shall be landscaped in accordance with the street yard requirements of Section 30-5-4 of the Development Ordinance; Conditions 3) through 9) above pertaining to landscaping and fencing shall not apply if the adjoining property has been further subdivided and/or developed in a manner other than the existing large-lot residential development.
- 10) All utilities will be located along the street side of each lot. No utilities will be located at the rear of lots.

DESCRIPTION OF THE PROPERTY, SURROUNDING LAND USE AND ZONING

This property consists of approximately 20 acres and is located on the east side of Guilford College Road between Gardner Lane and Chadwick Drive.

	<u>Zoning</u>	<u>Land Use</u>
Subject Property	CU-RS-12	Vacant land
North	RS-40	Single family dwellings & vacant land
East	AG RS-12(CL) CU-PDR	Vacant land Kildare Woods Subdivision Adams Farm
South	CU-RS-12/RS-40 AG	Scattered single family dwellings & vacant land
West	RS-40	Jamestown Presbyterian Church

He stated the Planning Department and Zoning Commission recommended approval of the request.

Council discussed the merits of determining the zoning for a small portion of the land track not included in the proposal. Councilmember Perkins expressed his opinion that deciding the zoning for the entire land tract would be the appropriate action for Council to adopt.

The Mayor asked if anyone present wished to be heard.

Being that no one wished to speak to this matter, Councilmember D. Vaughan moved that the public hearing be closed. The motion was seconded by Councilmember Burroughs-White and unanimously adopted by voice vote of the Council.

Mr. Martin provided the following staff recommendation:

The Planning Department recommends that this rezoning and original zoning request be approved.

The Planning Board has voted unanimously, with one abstention, to recommend the annexation of this tract and the Zoning Commission voted unanimously to recommend the original zoning.

The school is connected to City water and sewer and provision of other City services should pose no unusual difficulties for this tract.

The county portion of the Brightwood School property is currently zoned Public and Institutional and staff feels that it is logical to extend this zoning classification to the entire tract upon its annexation into the City.

Councilmember N. Vaughan moved adoption of the ordinance. The motion was seconded by Councilmember Johnson; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, N. Vaughan. Noes: Jones, D. Vaughan.

01-23 AMENDING OFFICIAL ZONING MAP

NORTHEAST INTERSECTION OF LEES CHAPEL ROAD AND BRIGHTWOOD SCHOOL ROAD

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. The Official Zoning Map is hereby amended by establishing original zoning from County Zoning Public and Institutional and rezoning from City Zoning RS-12 Residential Single Family to City Zoning Public and Institutional uses for the area described as follows:

BEGINNING at a point in the northern right-of-way line of Brightwood School Road, said point being the southwest corner of Reubin King as recorded in Deed Book 2067, Page 8 in the Office of the Guilford County Register of Deeds; thence along said northern right-of-way line the following six courses and distances: 1) N78°18'17"W 559.29 feet to a point; 2) N77°03'55"W 60.29 feet to a point; 3) N12°55'09"E 9.61 feet to a point; 4) thence along a curve to the right a chord course and distance N70°58'47"W 340.77 feet (radius = 1463.77 feet) to a point; 5) S25°36'14"W 6.00 feet; and 6) N64°23'47"W 377.38 feet to a point in the western right-of-way line of Lees Chapel Road; thence along said western right-of-way line N19°56'33"E 41.49 feet to a point; thence continuing along said western right-of-way line N10°46'23"E 564.67 feet to a point; thence crossing Lees Chapel Road S75°17'40"E 56.46 feet to a point in the eastern right-of-way line, said point being a common corner with Margie Helen Schoolfield as recorded in Deed Book 3422, Page 785; thence N68°35'38"E 203.92 feet to a point; thence N53°51'00"E 271.27 feet to a point, said point being a common corner with Marvin W. Scott (Lot 3) as recorded in Plat Book 72, Page 246 and with George D. Jackson as recorded in Deed Book 3276, Page 275; thence S84°42'45"E 624.14 feet to a point; thence N03°54'30"E 654.77 feet to a point; thence S82°55'30"E 138.28 feet to a point; thence S03°46'30"W 1,804.39 feet to the point and place of BEGINNING, containing approximately 30.38 acres including area in right-of-way.

Section 2. This ordinance shall be effective upon the date of annexation.

(Signed) Nancy Vaughan

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The Mayor stated that this was the time and place set for a public hearing to consider an ordinance annexing territory to the corporate limits located east of Guilford College Road—20.276 acres. So that these matters could be discussed together, the Mayor introduced an ordinance establishing original zoning classification from County Zoning Conditional Use- RS-12 Residential Single Family to City Zoning Conditional Use – RS-12 Residential Single Family for property located on the east side of Guilford College Road between Gardner Lane and Chadwick Drive.

Mayor Holliday administered the oath to individuals who wished to speak to these matters.

Mr. Martin outlined the proposals for the annexation and original zoning requests. He presented a land use map and slides of the property and surrounding area and provided the following staff presentation:

This request is to establish original zoning of property from County Zoning Conditional Use – RS-12 Residential Single Family to Conditional Use – City Zoning Conditional Use – RS-12 Residential Single Family.

The RS-12 District is primarily intended to accommodate single family detached dwellings at a density of 3.0 units per acre or less.

The existing CU-RS-12 District contains the conditions which are listed on the agenda and in the copy of the staff report:

- 1) The property will be developed in a manner to contain no greater than 41 lots for single-family detached residences.
- 2) The landscaping utilized for the entranceway shall be carried along the northern property line of the property for a distance of twenty (20) feet and from Guilford College Road extending for a distance of six hundred (600) feet along the northern line of the property there shall be provided a wooden fence having a height of at least four (4) feet and a planting of leyland cypress trees on ten (10) foot centers. From the point of termination of the wooden fence and plantings of leyland cypress extending in an easterly direction for 200 feet, there shall be provided a wooden privacy fence and from the termination of the privacy fence along the balance of the northern boundary there shall be provided an undisturbed area having a minimum width of twenty (20) feet. Along the southern boundary of the property commencing four hundred thirty (430) feet from Guilford College Road and extending from such point in an easterly direction five hundred sixty eight (568) feet there shall also be provided an undisturbed area having a minimum width of twenty (20) feet. Within the undisturbed area, no structures of any kind will be allowed nor will any trees in excess of three inches in diameter as measured twelve inches or less from the ground be removed. Within the undisturbed area, mechanical mowing shall be permitted as well as removal of dead, diseased, deformed, poisonous or noxious vegetation. Also, the erection of a privacy fence shall be permitted within the undisturbed area. There shall also be provided along the western line of the property as it abuts the property presently owned by Lee Perdue a planting of leyland cypress trees on ten (10) foot centers.
- 3) All utilities will be located along the street side of each lot. No utilities will be located at the rear of lots.
- 4) An entranceway will be constructed in substantial conformity with the plan therefore prepared by Borum Wade Engineers and submitted to Guilford County.
- 5) Restrictive Covenants will be imposed on the property.

CONDITIONAL USE CONDITIONS FOR THE REQUESTED ZONING DISTRICT

- 1) Uses: Those uses permitted in the RS-12 Residential Single Family District.
- 2) The property shall be developed in a manner to contain no greater than 41 lots for single family detached residences.
- 3) Landscaping shall be installed along the northern property line for a distance of 600 feet, being a planting of evergreen trees on 20-foot centers.
- 4) A minimum 4-foot high wooden fence shall be installed along the northern property line for a distance of 800 feet, adjacent to the evergreen trees planted there plus an additional 200 feet.
- 5) From the termination of the 800-foot long wooden fence along the balance of the northern property line there shall be provided an undisturbed area having a minimum width of 20 feet.
- 6) Along the southern property line, commencing 430 feet from Guilford College Road and extending from such point in an easterly direction 568 feet, there shall also be provided an undisturbed area having a minimum width of 20 feet.
- 7) Within the undisturbed areas described in conditions 5) and 6), no structures of any kind will be allowed nor will any trees in excess of three inches in diameter as measured twelve inches or less from the ground be removed. Within the undisturbed areas mechanical mowing shall be permitted as well as the removal of dead, diseased, deformed, poisonous or noxious vegetation. Also, the erection of a privacy fence shall be permitted within the undisturbed areas.
- 8) A planting of evergreen trees, 20-foot on center, shall be provided along the western property line presently owned by Lee Perdue.
- 9) The frontage of the property along Guilford College Road shall be landscaped in accordance with the street yard requirements of Section 30-5-4 of the Development Ordinance; Conditions 3) through 9) above pertaining to landscaping and fencing shall not apply if the adjoining property has been further subdivided and/or developed in a manner other than the existing large-lot residential development.
- 10) All utilities will be located along the street side of each lot. No utilities will be located at the rear of lots.

DESCRIPTION OF THE PROPERTY, SURROUNDING LAND USE AND ZONING

This property consists of approximately 20 acres and is located on the east side of Guilford College Road between Gardner Lane and Chadwick Drive.

	<u>Zoning</u>	<u>Land Use</u>
Subject Property	CU-RS-12	Vacant land
North	RS-40	Single family dwellings & vacant land
East	AG RS-12(CL) CU-PDR	Vacant land Kildare Woods Subdivision Adams Farm
South	CU-RS-12/RS-40 AG	Scattered single family dwellings & vacant land
West	RS-40	Jamestown Presbyterian Church

Mr. Martin stated that the Planning Board recommended the annexation request, and the Zoning Commission and Planning Department recommended the conditional use zoning.

The Mayor asked if anyone wished to be heard.

Abbagail Pittman, residing at 210 Louise Avenue, High Point, North Carolina, stated she was an urban planning consultant assisting the property owner. Ms. Pittman noted that the owner was unable to develop the property due to lack of sewer line access. She stated that, in her opinion, the proposed RS12 density would meet watershed regulations, be in harmony with the surrounding area, and allow open space as well as water quality ponds. She requested Council to approve the annexation and zoning request.

Councilmember Johnson moved to close the public hearing. The motion was seconded by Councilmember D. Vaughan and unanimously adopted by voice vote of the Council.

Mr. Martin provided the following staff recommendation:

The Planning Department recommends that this original zoning request be approved.

This property was initially rezoned to Conditional Use – RS-12 by Guilford County in April 1995.

Most of the conditions adopted by the County are carried forth as part of this original zoning proposal.

A 25 acre tract to the north was originally zoned RS-12 by City Council in October 2000 after a favorable recommendation from the Zoning Commission.

At that time, staff pointed out that RS-12 is an appropriate zoning district for this area.

The Planning Board unanimously recommended in favor of annexation of this property and the Zoning Commission voted 7 to 1 to approve the original zoning.

This is simply a matter of converting County CU-RS-12 to City CU-RS-12.

Councilmember Johnson moved adoption of the ordinance annexing territory to the corporate limits located east of Guilford College Road-20.276 acres. The motion was seconded by Councilmember Phillips; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None.

01-25 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (LOCATED EAST OF GUILFORD COLLEGE ROAD – 20.276 ACRES)

Section 1. Pursuant to G.S. 160A-58.1, the hereinafter described territory is hereby annexed to City of Greensboro:

BEGINNING at an iron pipe on the east side of Guilford College Road, also known as State Road 1546, being Billy R. Nance's corner, being corner of Lot 16, G.G. Merritt Estate, Plat Book 17, Page 5, Office of Register of Deeds of Guilford County; thence, South 83 degrees 38 minutes 51 seconds East, 1052.32 feet to an existing iron pipe; thence, South 83 degrees 38 minutes 06 seconds East, 299.67 feet to an existing iron pipe; thence, South 83 degrees 38 minutes 40 seconds East, 415.48 feet to an existing iron pipe; thence, South 83 degrees 43 minutes East, 164.85 feet to an existing iron pipe, Kenneth L. Barber's corner; thence, South 6 degrees 53 minutes 36 seconds West, 523.06 feet along Kenneth L. Barber's line to an existing stone with nail, Arthur Lea's line; thence, North 82 degrees 07 minutes 37 seconds West, 786.37 feet to a new iron pipe in Thomas E. Sapp heirs; thence, North 82 degrees 08 minutes 43 seconds West, 227.06 feet to an existing iron pipe, being the northeast corner Lot 4, S. L. McFarland Plat Book 46, Page 60; thence, North 82 degrees 08 minutes 15 seconds West, 294.78 feet to an existing iron pipe, northeast corner of Lot 3, S.L. McFarland, Plat Book 46, page 60, thence, North 82 degrees 08 minutes 20 seconds West, 274.06 feet to an existing iron pipe to a new corner Tract P; thence, North 04 degrees 50 minutes 38 seconds East, 270.29 feet along tract 3 to a new iron; thence, North 82 degrees 08 minutes 27 seconds West, 368.18 feet to an iron on Guilford College Road; thence, along Guilford College Road, North 15 degrees, 49 minutes 33 seconds East. 3.60 feet to an iron; thence, continuing along Guilford College Road, North 15 degrees 00 minutes 03 seconds East, 99.99 feet to an existing iron pipe; thence, along said Guilford College Road, North 14 degrees 20 minutes 15 seconds East 99.74 feet to the beginning, containing 20.276 acres more or less, being boundary survey for Greenwood & Charles Inc. by Davis Martin Powell & Associates, Inc.; same being a redivision of Lot 17 of Merritt Estate, Plat Book 17, Page 5, Office of Register of Deeds of Guilford, designated thereon as Tract A.

Section 2. The owner agrees to pay to the City of Greensboro an acreage fee of two hundred dollars (\$200.00) per acre for water service and two hundred dollars (\$200.00) per acre for sewer service immediately prior to the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owner shall be fully responsible for extending water and sewer service to the property at said owner's expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after May 31, 2001, the liability for municipal taxes for the 2000-2001 fiscal year shall be prorated on the basis of 1/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2001. Municipal ad valorem taxes for the 2002 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective on and after May 31, 2001.

(Signed) Yvonne Johnson

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Councilmember Phillips thereupon moved adoption of the ordinance establishing original zoning classification from County Zoning Condition Use- RS – 12 Residential Single Family to City Zoning Conditional Use- RS-12 Residential Single Family for property located on the east side of Guilford College Road between Gardner Lane and Chadwick Drive, based on the following findings of fact:

- 1) The development of the property in accordance with the proposed conditions will not materially endanger the public health or safety because there are no health or safety concerns inherent in the use of the property for a single family subdivision.
- 2) The development of the property in accordance with the proposed conditions will not substantially injure the value of adjoining or abutting property because conditions have been carried forth which provide for perimeter buffers of landscaping, fencing and undisturbed areas.

- 3) The location and character of the development in accordance with the proposed conditions will be in harmony with the area in which it is to be located and in general conformity with the plan of development of the City and its environs because this proposal carries forth the same zoning classification that presently exists along with very similar conditions on the property, because single family zoning is compatible with the surrounding area, and because this proposal makes provision for a development with urban lot sizes.

The motion was seconded by Councilmember D. Vaughan; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None.

01-25 AMENDING OFFICIAL ZONING MAP AND AUTHORIZING ISSUANCE OF CONDITIONAL USE PERMIT

EAST SIDE OF GUILFORD COLLEGE ROAD BETWEEN GARDNER LANE AND CHADWICK DRIVE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. The Official Zoning Map is hereby amended by establishing original zoning from County Zoning Conditional Use – RS-12 Residential Single Family to City Zoning Conditional Use – RS-12 Residential Single Family (subject to those conditional uses with limitations as set forth in Sections 2, 3 and 4 of this ordinance) the area described as follows:

BEGINNING at a point in the eastern right-of-way line of Guilford College Road, said point being Billy R. Nance's corner and being a corner of Lot 16 of G.G. Merritt Estate as recorded in Plat Book 17, Page 5 in the Office of the Guilford County Register of Deeds; thence S83°38'51"E 1052.32 feet to a point; thence S83°38'06"E 299.67 feet to a point; thence S83°38'40"E 415.48 feet to a point; thence S83°43'E 164.85 feet to a point, said point being Kenneth L. Barber's corner; thence 06°53'36"W 523.06 along Barber's line to a point in Arthur Lea's line; thence N82°07'37"W 786.37 feet a point in the line of Thomas E. Sapp heirs; thence N82°08'43"W 227.06 feet to a point, said point being the northeast corner of Lot 4 of S.L. McFarland as recorded in Plat Book 46, Page 60; thence N82°08'15"W 294.78 feet to a point, said point being the northeast corner of Lot 3 of said S.L. McFarland; thence N82°08'20"W 274.06 feet to a point; thence N04°50'38"E 270.29 feet to a point; thence N82°08'27"W 368.18 feet to a point in the eastern right-of-way line of Guilford College Road; thence along said eastern right-of-way line N15°49'33"E 3.60 feet to a point; thence continuing along said eastern right-of-way line N15°00'03"E 99.99 feet to a point; thence continuing along said eastern right-of-way line N14°20'15"E 90.74 feet to the point and place of BEGINNING, containing 20.276 acres more or less; being boundary survey for Greenwood & Charles, Inc. by Davis Martin Powell Associates, Inc.; same being a resubdivision of Lot 17 of Merritt Estate, Plat Book 17, Page 5, Office of the Guilford County Register of Deeds, designated thereon as Tract A.

Section 2. That the issuance of a Conditional Use Permit in accordance with the above-mentioned change in zoning classification is hereby authorized subject to the following use limitations and conditions:

- 1) Uses: Those uses permitted in the RS-12 Residential Single Family District.
- 2) The property shall be developed in a manner to contain no greater than 41 lots for single family detached residences.
- 3) Landscaping shall be installed along the northern property line for a distance of 600 feet, being a planting of evergreen trees on 20-foot centers.
- 4) A minimum 4-foot high wooden fence shall be installed along the northern property line for a distance of 800 feet, adjacent to the evergreen trees planted there plus an additional 200 feet.
- 5) From the termination of the 800-foot long wooden fence along the balance of the northern property line there shall be provided an undisturbed area having a minimum width of 20 feet.
- 6) Along the southern property line, commencing 430 feet from Guilford College Road and extending from such point in an easterly direction 568 feet, there shall also be provided an undisturbed area having a minimum width of 20 feet.
- 7) Within the undisturbed areas described in conditions 5) and 6), no structures of any kind will be allowed nor will any trees in excess of three inches in diameter as measured twelve inches or less from the ground be removed. Within the

undisturbed areas mechanical mowing shall be permitted as well as the removal of dead, diseased, deformed, poisonous or noxious vegetation. Also, the erection of a privacy fence shall be permitted within the undisturbed areas.

- 8) A planting of evergreen trees, 20-foot on center, shall be provided along the western property line presently owned by Lee Perdue.
- 9) The frontage of the property along Guilford College Road shall be landscaped in accordance with the street yard requirements of Section 30-5-4 of the Development Ordinance; Conditions 3) through 9) above pertaining to landscaping and fencing shall not apply if the adjoining property has been further subdivided and/or developed in a manner other than the existing large-lot residential development.
- 10) All utilities will be located along the street side of each lot. No utilities will be located at the rear of lots. Section 3. This property will be perpetually bound to the uses authorized and subject to such conditions as imposed, unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development to be made pursuant to any Conditional Use Permit shall be submitted to the Technical Review Committee for approval.

Section 4. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 5. This ordinance shall be effective upon the date of annexation.

(Signed) Tom Phillips

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Mayor Holliday stated that this was the time and place set for a public hearing to consider an ordinance annexing territory to the corporate limits located on High Point Road—30.136 acres. So that these matters could be discussed together; the Mayor introduced an ordinance establishing original zoning classification from County Zoning Shopping Center to City Zoning Conditional Use—Highway Business for property located on the east side of High Point Road south of Scotland Road; and an ordinance establishing original zoning classification from County Zoning Shopping Center to City Zoning Conditional Use—RM-18 Residential Multifamily for property located on the east side of High Point Road south of Scotland Road and west of Sprucewood Drive.

After Councilmember Perkins stated that he had a conflicting financial interest in this property, and requested he be allowed to abstain from voting on these matters. Councilmember Johnson moved that Councilmember Perkins be permitted to abstain from considering and voting on this request. The motion was seconded by Councilmember D. Vaughan and unanimously adopted by voice vote of the Council.

The Mayor administered the oath to those present who wished to speak to these matters.

Mr. Martin outlined the annexation and zoning requests. He presented slides and land use map of the property and surrounding area; and provided the following staff presentation for items 12 and 13.

STAFF PRESENTATION

REQUEST – ITEM 12

This request is to establish original zoning of property from County Zoning Shopping Center to City Zoning Conditional Use – Highway Business.

The Shopping Center District is primarily intended to accommodate a wide range of high intensity retail and service developments meeting the shopping needs of the community and the region.

The Highway Business District is primarily intended to accommodate retail, service, and distributive uses which are typically located along thoroughfares.

CONDITIONAL USE CONDITIONS FOR THE REQUESTED ZONING DISTRICT

- 1) The property will be divided into a maximum of three (3) lots.
- 2) A maximum of one direct access will be provided to High Point Road.

- 3) No billboards will be permitted on the property.
- 4) Cross access will be provided to the adjacent tract to the east and south.
- 5) A right turn lane will be provided on High Point Road at the point of direct access.
- 6) Prior to January 1, 2006, no building(s) or required parking will be constructed within 80 feet of the centerline of existing High Point Road.

DESCRIPTION OF THE PROPERTY, SURROUNDING LAND USE AND ZONING

This property consists of approximately 4 acres and is located on the east side of High Point Road south of Scotland Road.

	<u>Zoning</u>	<u>Land Use</u>
Subject Property	SC	Vacant land
North	RS-40	Sedgefield Baptist Church
East	SC	Portion of CU-RM-18 Request
South	SC	Portion of CU-RM-18 Request
West	Jamestown ETJ	Hanes Lineberry Funeral Home, Stockhausen/Simtek & Omnova Solutions

Mr. Martin stated the Planning Department had recommended approval of the request.

STAFF PRESENTATION

REQUEST – ITEM 13

This request is to establish original zoning of property from County Zoning Shopping Center to City Zoning Conditional Use – RM-18 Residential Multifamily.

The Shopping Center District is primarily intended to accommodate a wide range of high intensity retail and service developments meeting the shopping needs of the community and the region.

The RM-18 District is primarily intended to accommodate multifamily uses at a density of 18.0 units per acre or less.

CONDITIONAL USE CONDITIONS FOR THE REQUESTED ZONING DISTRICT

- 1) A minimum 40-foot buffer will be provided along the entire eastern property line (opposite boundary from High Point Road) within which no improvements will be permitted other than utilities (including those for watershed compliance).
- 2) Maximum height of structures will be three (3) stories.
- 3) There will be only one direct access to High Point Road.
- 4) Cross access will be provided to the adjacent tract to the west.
- 5) A maximum of 360 dwelling units.
- 6) A right turn lane will be provided on High Point Road at the point of direct access.
- 7) Prior to January 1, 2006, no building(s) or required parking will be constructed within 80 feet of the centerline of existing High Point Road.
- 8) All exterior lighting will be directed away from adjacent residential areas.
- 9) An opaque fence, having a minimum height of 6 feet, shall be constructed along the entire eastern property line (the opposite boundary from High Point Road).

DESCRIPTION OF THE PROPERTY, SURROUNDING LAND USE AND ZONING

This property consists of approximately 23.5 acres and is located on the east side of High Point Road south of Scotland Road and west of Sprucewood Drive.

	<u>Zoning</u>	<u>Land Use</u>
Subject Property	SC	Vacant land
North	RS-40	Several single family dwellings along Scotland Road and Sprucewood Drive
East	RS-40	Several single family dwellings along Sprucewood Drive
	RS-20-SP	Several single family dwellings around Gaston Court
	PDR-SP	Several single family homes around Brambletye Court
South	CU-PDM	Portion of Grandover Golf Course and a portion of Section 1 of Grandover that permits office and commercial uses
West	SC	Portion of CU-HB Request
	Jamestown ETJ	Stockhausen/Simtek & Omnova Solutions

Mr. Martin stated the Planning Department had recommended approval of the request and the Zoning Commission had voted to deny the request.

Councilmember Perkins stated that he had a direct financial interest in the property and requested permission to abstain from any discussion and voting with respect to these matters. Councilmember Phillips moved to allow Councilmember Perkins to abstain. The motion was seconded by Councilmember D. Vaughan and unanimously adopted by voice vote of the Council.

Mayor Holliday asked if anyone wished to be heard.

The following speakers spoke in favor of the proposals:

Charlie Melvin, attorney with offices located at 300 North Greene Street, and representing the property owners and applicant, outlined the historical and existing zoning and land use of the property. He presented an illustration of the proposed development, stated that in his clients' opinion their development plans would constitute best use of the land, discussed what existing zoning would permit and development plans, and expressed his opinions regarding the proposed rezoning. Mr. Melvin stated that to address concerns voiced by residents following the Zoning Commission hearings for these items, the property owners had invested in additional assessment of the site; he noted that the results of the assessment led to the following request for amendment to the originally proposed conditions: "Add to item #1, a minimum 100 ft buffer will be provided along the entire eastern property line opposite High point Road, in which no improvements will be permitted and add a 10th condition that states no building shall be located closer than 200 feet to the eastern property line.

Councilmember Phillips moved to amend the conditions as outlined by Mr. Melvin. The motion was seconded by Councilmember Carmany and unanimously adopted by voice vote of the Council.

Dick Foster, residing at 200 S. Elm Street, Suite 400, stated his profession as real estate appraiser. He shared his opinions with respect to levels of intrusiveness on a residential neighborhood in terms of multi-family housing and commercial development.

Stanhope Johnson, with offices located at 101 West Friendly Avenue, stated he was a member of the ownership group. He outlined a history of the property ownership and zoning and compared the differences in restrictions between the existing and proposed zonings. Mr. Johnson presented a photograph of the tree buffer and outlined the group's plans for development with respect to the buffer size, dwelling density and the planned height of

the apartment dwellings. He shared his opinions as to the effects the proposed buffer would have in terms of blocking the view of the proposed dwellings from the existing neighborhood and the exclusion of the residential neighborhood from the proposed access to the proposed apartments. Mr. Johnson requested Council to adopt the proposal. He shared his opinions with respect to what the benefits of the proposed development would be to the neighborhood and requested that Council not base their decision on the number of people in attendance at the meeting who were opposed to the rezoning. At Council's request, Mr. Johnson reported about communications with the neighborhood and property owners.

The Mayor asked if anyone opposed to these matters wished to speak.

The following individuals spoke in opposition to the rezoning.

Paul Dascoli, residing at 4002 Gaston Court stated his opinion with respect to what decision would be in the best interest of Greensboro. Citizens distributed materials to the Council that purportedly contained signatures from 400 residents opposed to the rezoning. At Mr. Dascoli's request, those present in the Chamber and opposed to the request stood to be recognized. Mr. Dascoli expressed concern with respect to maintenance of harmony with the existing neighborhood and traffic safety concerns. He presented slides of traffic situations in the neighborhood, stated that the neighborhood was not against multi-family housing use for the property, and that the proposed density was, in their opinion, incorrect. He named various options he considered appropriate in terms of compatibility with the neighborhood.

Katie Scheffer, residing at 5004 Quincemoor Court, expressed concern with respect to loss of wild like habitat, neighborhood school population growth and traffic in the area.

Joanne Mascherin, residing at 4010 Brambletye Court, presented slides of schools in the neighborhood and expressed concern about the impact of increased school population growth from the proposed development.

Doug Misner, residing at 4009 Brambletype Court, voiced concerns with respect to the potential impact on Greensboro's water supply from water use by residents of the proposed dwellings.

Mike and Wendy Landreth, residing at 2115 Sprucewood Drive, spoke to concerns with respect to the potential negative impact of the proposal on property values in the area. They requested Council to deny the rezoning.

Sue Miller, residing at 5509 Wallace Drive, spoke to concerns with respect to the potential negative impact of the rezoning on property values in the area.

Ken Canter, residing at 4006 Gaston Court, spoke to the characteristics of the property surrounding the neighborhood and offered his opinion as to what type of development would be harmonious with the existing neighborhood. He presented pictures of the surrounding areas and stated that no high-density apartments were near the area. Mr. Carter disputed findings reported by the property owner with respect to visibility from neighboring yards of the proposed development. He provided details with respect to meetings between the developer and neighborhood residents.

Steve Carihfield residing at 3308 Gaston Court, and president of the Sedgefield Community Association, stated that the proposed RM18 multi-family zoning was not harmonious with the request. He requested Council to deny the rezoning request.

The Mayor declared a recess at 8:06 p.m.

The meeting reconvened at 8:20 p.m.

Mayor Holliday recognized members of Boy Scout Troop 203, who were present in the Chamber.

The Mayor explained that because this matter was a quasi-judicial procedure, each side would have the opportunity to ask a question of the other side. Neither side had a question to ask of the other side.

At the request of Council, Richard Atkins, traffic consultant for the firm Neil Schaeffer and the property owners, outlined information from the traffic study conducted by his firm. Jim Westmoreland, Director of the Greensboro Department of Transportation, provided information to Council with respect to current state funding plans for the widening of High Point Road.

Council agreed that harmony, density, and the status of the impending High Point Road widening were concerns that prevented them from supporting the rezoning request.

Councilmember Phillips moved adoption of the ordinance annexing territory to the corporate limits located on High Point Road- 30.136 acres. The motion was seconded by Councilmember Burroughs-White; the ordinance was DEFEATED on the following roll call vote: Ayes: None. Noes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Phillips, Vaughan and Vaughan, with Councilmember Perkins abstaining due to conflict of interest.

The City Attorney confirmed that because the annexation was denied, the rezoning requests would not require action by Council.

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Moving to the Consent Agenda, Councilmember D. Vaughan moved adoption of the consent agenda. The motion was seconded by Councilmember Phillips; the consent agenda was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, Phillips, Vaughan and Vaughan. Noes: None.

01-26 ORDINANCE AMENDING STATE AND FEDERAL GRANT FUND BUDGET FOR FY 2000-2001
PARKS AND RECREATION PIEDMONT TRIAD COUNCIL OF GOVERNMENTS PROJECT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State and Federal Grant Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State and Federal Grant Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5059-01.5237	Program Supplies	\$ 2,222
Total		\$ 2,222

and, that this increase be financed by increasing the following State and Federal Grant Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5059-01.9101	Transfer from General Fund	\$ 222
220-5059-01.7170	Local Grant	<u>2,000</u>
Total		\$ 2,222

(Signed) Donald R. Vaughan

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01-27 ORDINANCE AMENDING WAR MEMORIAL COLISEUM COMPLEX FUND BUDGET FOR
THE ADDITIONAL APPROPRIATIONS FOR CO-PROMOTION EVENT ACTIVITY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the FY 00-01 War Memorial Coliseum Complex Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the War Memorial Coliseum Complex Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
521-7531-01.5279	Promotions - Other	\$650,000

and, that this increase be financed by increasing the following War Memorial Coliseum Complex Fund account

<u>Account</u>	<u>Description</u>	<u>Amount</u>
521-7531-01.7730	Admissions and Charges	\$650,000

(Signed) Donald R. Vaughan

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01-28 ORDINANCE AMENDING STATE AND FEDERAL GRANT FUND BUDGET FOR FY 2000-2001
PARKS AND RECREATION SENIOR CENTER PROJECT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State and Federal Grant Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State and Federal Grant Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5060-01.4140	Roster Salaries	\$ 1,125
220-5060-01.5214	Office Equipment & Furniture	<u>5,650</u>
Total		\$ 6,775

and, that this increase be financed by increasing the following State and Federal Grant Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5060-01.9101	Transfer from General Fund	\$ 678
220-5060-01.7110	State Grant	<u>6,097</u>
Total		\$ 6,775

(Signed) Donald R. Vaughan

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01-29 ORDINANCE AMENDING THE STATE AND FEDERAL GRANT FUND BUDGET FOR THE TRIAD
REGIONAL INFORMATION SHARING SYSTEM PROJECT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENBORO:

That the State and Federal Grant Fund Budget for the City of Greensboro is hereby amended as follows:

That the appropriation for the State and Federal Grant Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3564-01.5413	Consultant Services	<u>\$50,550</u>
Total		\$50,550

And this increase be financed by increasing the following account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3564-01.7104	Federal Forfeiture	\$50,550

(Signed) Donald R. Vaughan

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01-30 ORDINANCE AMENDING THE STATE AND FEDERAL GRANT FUND BUDGET FOR THE LOCAL LAW ENFORCEMENT BLOCK GRANT PROGRAM AWARD TO THE GREENSBORO POLICE DEPARTMENT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO.

That the State and Federal Grant Project Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State and Federal Grant Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3562-01.6059	Other Capital Equipment	\$136,215
220-3562-01.6053	Personal Computers	\$ 10,100
220-3562-01.5235	Small Tools & Equipment	\$268,904
220-3562-01.5214	Office Equipment & Furniture	<u>\$ 2,895</u>
Total		\$418,114

And that this grant be financed by increasing the following account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3562-01.7100	Federal Grant	\$376,603
220-3562-01.7104	Federal Forfeiture	<u>\$ 41,511</u>
Total		\$418,114

(Signed) Donald R. Vaughan

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01-31 ORDINANCE AMENDING THE STATE AND FEDERAL GRANT FUND BUDGET FOR POLICE DRUG SUPPRESSION ACTIVITIES IN THE PUBLIC HOUSING COMMUNITIES IN GREENSBORO

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State and Federal Grant Fund Budget for the City of Greensboro is hereby amended as follows:

That the appropriation for the State and Federal Grant Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3563-01.4210	Overtime	\$7,986
220-3563-01.4510	F.I.C.A.	\$ 135
220-3563-01.4520	Retirement	<u>\$1,129</u>
TOTAL		\$9,250

And this increase be financed by increasing the following account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3563-01.7170	Local Government Grant	\$9,250

(Signed) Donald R. Vaughan

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44-01 RESOLUTION OF THE CITY OF GREENSBORO OF INTENT TO PARTICIPATE IN A CONSORTIUM WITH THE CITY OF HIGH POINT, THE CITY OF BURLINGTON, GUILFORD COUNTY, AND ALAMANCE COUNTY IN FEDERAL FISCAL YEARS 2002, 2003, AND 2004

WHEREAS, the HOME Investment Partnership Act allows geographically contiguous units of local government to form a consortium and receive funding as if they were one unit of local government;

WHEREAS, the formation of a consortium increases federal funding to the five jurisdictions by including the population of all five in the formula used by HUD to calculate the amount of HOME funds awarded;

WHEREAS, on behalf of the consortium the City of Greensboro submitted a letter to HUD stating their intentions to continue as a consortium for the next three federal fiscal years; and

WHEREAS, the City of Greensboro will begin negotiation of the contractual agreements necessary to govern the consortium with the City of High Point, the City of Burlington, Guilford County, and Alamance County.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO;

1. That continuation of a HOME Consortium with the City of High Point, City of Burlington, Guilford County and Alamance County is hereby authorized and approved.
2. That the City Manager is authorized to begin the negotiation of the contractual agreement necessary to govern the consortium for approval by the City Council prior to submission to HUD on or before June 30, 2001.

(Signed) Donald R. Vaughan

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45-01 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT NO. 2000-20 WITH J&W SANDBLASTING OF NC, INC. FOR THE HIGH POINT ROAD WATER TANK REPAIR AND RE-PAINTING IMPROVEMENTS PROJECT

WHEREAS, after due notice, bids have been received for cleaning, re-painting, updating of safe climbing equipment and performing repairs for the High Point Road water tanks improvements project;

WHEREAS, J&W Sandblasting of NC, Inc., a responsible bidder, has submitted the low base and alternate bid in the total amount of \$768,700.00 as general contractor for Contract No. 2000-20, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the bid hereinabove mentioned submitted by J&W Sandblasting of NC, Inc. is hereby accepted, and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made from Account No. 503-7061-01.6016 CBR 005.

(A tabulation of bids for the High Point Road water tank repair and re-painting improvements project is filed with the above resolution and is hereby referred to and made a part of these minutes.)

(Signed) Donald R. Vaughan

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01-32 ORDINANCE AMENDING GENERAL FUND BUDGET TO ESTABLISH THE ENTERPRISE
RESOURCE PROJECT ("ERP") IMPLEMENTATION CONTRACT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the FY 00-01 General Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the General Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
101-0730-01.5413	Consultant Services	\$583,415

and, that this increase be financed by increasing the following General Fund accounts

<u>Account</u>	<u>Description</u>	<u>Amount</u>
101-9590-01.9203	Transfer from Storm Water Fund	\$40,240
101-9590-01.9501	Transfer from Water Resources Fd	137,135
101-9590-01.9521	Transfer from Coliseum Fund	32,595
101-9590-01.9551	Transfer from Solid Waste Fund	71,385
101-9590-01.9680	Transfer from Equip Services Fund	31,235
101-2510-01.7217	Long Distance Licensing	<u>270,825</u>

Total		\$583,415
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(Signed) Donald R. Vaughan

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46-01 RESOLUTION AUTHORIZING PURCHASE OF PROPERTY OF JAMES LEON ISLEY FOR
THE LANDFILL BUFFER

WHEREAS, in connection with the Landfill Buffer project, the property owned by James Leon Isley, Tax Map No. 4-187-E-464-S-11 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised at a value of \$67,000.00 and the owner has agreed to settle for the price of \$70,365.00, which settlement, in the opinion of the City Council, is a fair and reasonable alternative to condemnation;

WHEREAS, the owner has agreed to convey said property to the City at the agreed price and it is deemed in the best interest of the City to acquire said property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the agreed price of the above mentioned portion of property in the amount of \$70,365.00 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made from Account No. 553-6509-03-6011 CBR 005.

(Signed) Donald R. Vaughan

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47-01 RESOLUTION ACCEPTING DONATION OF 904, 906, 914 AND 916 HIGH STREET TO THE CITY FROM THE REDEVELOPMENT COMMISSION AND APPROVING DONATION OF SAID PROPERTY TO PROJECT HOMESTEAD

WHEREAS, at its February 20, 2001 meeting, the Redevelopment Commission approved the conveyance of four vacant lots located at 904, 906, 914 and 916 High Street to the City;

WHEREAS, in accordance with the terms of an Agreement between the Redevelopment Commission, the City, and Project Homestead, the City will donate said lots to Project Homestead;

WHEREAS, Project Homestead has agreed to use these lots for further development in the Benjamin Benson Redevelopment Area;

WHEREAS, it is deemed in the best interest of the City to accept the deeds for these lots for donation to Project Homestead which acceptance will complete the obligation of said Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the City Council hereby accepts the donation of 904, 906, 914 and 916 High Street from the Redevelopment Commission and approves the donation of said property to Project Homestead.

(Signed) Donald R. Vaughan

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A motion to approve minutes of regular meeting of February 20, 2001 was unanimously adopted.

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John Wilson, residing at 810 Walker Avenue, and president of the College Hill Neighborhood Association, requested Council to increase parking enforcement in the area, raise parking fines from \$25.00 to \$50.00 in zone 1 areas and encourage more towing of illegally parked vehicles.

In response to Council's request made at the February 20, 2000 meeting, City Manager Kitchen stated that unless Council directed otherwise, a city parking enforcement position would be funded with parking revenues. He advised that an evaluation of the effect of increased parking enforcement would be necessary prior to adjusting fines due to the need for uniform parking regulations at all college institutions in the City.

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Bill Burckley, residing at 701 Morehead Avenue, requested increased towing to deter parking violations in the College Hill area. He stated the College Hill neighborhood association had voted to request making Carr Street from Tate Street to McIver Street a one way street in response to Tate Street traffic concerns. He requested GDOT staff to review the request. Councilmember Phillips suggested the University should be included in the process. The City Manager advised that Transportation staff would address these requests.

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Timothy X, residence unknown, voiced his opinions with respect to crime.

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Quentin Rich, residing at 305 Albatross, requested Council to focus on resolving crime issues, especially in terms of addressing the needs of young people.

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Glen Trent, residing on Sheraton Park Road, spoke to his efforts to address violent crime in Greensboro. He requested Council to consider requiring the Human Relations Commission to treat any act of violence or murder as a human rights violation.

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Councilmember Perkins reported on a recent trip to Chattanooga, Tennessee that was part of the continuing planning effort that resulted from the recent study carried out by McKinsey & Company about the future of Greensboro and its economy. He noted that a number of Councilmembers and community leaders participated in the trip.

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Councilmember Burroughs-White reported an increase in litter and white goods that needed to be picked up by the Transportation and Solid Waste Departments. She requested an extra effort be made by the City to clean up neighborhoods for the upcoming Great American Clean Up Day sponsored by Greensboro Beautiful .

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Councilmember Carmany provided an update on relations with Moldova through her participation on a state-wide committee and Moldovan visitors scheduled to be in Greensboro in coming weeks.

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Councilmember Carmany added the name of Nita Almon to the boards and commissions data bank for consideration of future service on the Advisory Committee on Trees.

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The Mayor appointed Councilmember N. Vaughan to serve as Council liaison to the Greensboro Housing Development Partnership.

Councilmember Johnson stated that due to lack of time, she wished to terminate her service as liaison to the Greensboro Sports Council and suggested that Councilmember Perkins would make an excellent replacement; Councilmember Perkins confirmed his interest. Following a motion from Councilmember D. Vaughan to nominate Councilmember Perkins to serve as liaison to the Sports Commission, the Mayor appointed Councilmember Perkins accordingly.

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Mayor Holliday requested nominations to the data bank for consideration of future service on the Guilford County Parks and Recreation Commission.

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Councilmember Jones advised Council would be receive a request for Civil Rights Museum funding in the near future. Following brief discussion, the City Manager advised that he had recommended a temporary freeze on spending unallocated funds due to the 3.5 million dollar loss of state funds. He stated that three funding requests including the Civil Rights Museum had recently been received.

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The Manager confirmed that Council was invited to the annual Greensboro Historical Museum luncheon for May 31, 2001.

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The City Manager asked the City Attorney to update Council on potential amendments with respect to taxicab law. The City Attorney explained that several Councilmembers had suggested submitting a local bill to the Legislature

allowing Greensboro taxicabs to expand their service area to include High Point, Winston-Salem and Piedmont Triad International Airport. She advised that since the legislative deadline was March 14, 2001, Council should adopt a motion to direct her to draft a resolution requesting local enabling legislation if it was their intent to pursue this course of action.

Following additional discussion, Councilmember Carmany advised that the North Carolina League of Municipalities had recommended pursuing a local level agreement. As members of the Piedmont Authority for Regional Transportation (PART), Councilmember Carmany and the Mayor discussed the option of proposing regional franchise agreements to remove existing local regulations restricting inter-regional taxi commerce. They stated that Winston- Salem, High Point and the Piedmont Triad International Airport Authority were represented in PART. The City Attorney advised that the resolution requesting legislation and a regional franchise agreement could be pursued.

Councilmember Jones moved that the Council sponsor legislation; he stated that Council could show some leadership and if appropriate, modify or amend their position based on dialog and discussion with the other jurisdictions. The motion was seconded by Councilmember Phillips and adopted by an 8-1 voice vote of the Council.

Councilmember D. Vaughan requested the Airport Authority be invited to an upcoming Council Briefing to present their views on the Council's pending proposal for deregulation of taxicab commerce.

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Council discussed various recent and upcoming community events. They expressed appreciation to Transportation staff for their work on the recent Friendly Avenue Road Widening Open House and Franklin Boulevard Hearing.

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Councilmember Vaughan moved that the Council adjourn. The motion was seconded by Councilmember Johnson and unanimously adopted by voice vote of Council.

THE CITY COUNCIL ADJOURNED AT 10:15 P.M.

KEITH A. HOLLIDAY
MAYOR

SUSAN E. CROTTS
DEPUTY CITY CLERK